

FILED

APR 29 2016

SUSAN Y. SOONG
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

MARY HOLZHAUER,
Plaintiff,

v.

GOLDEN GATE BRIDGE HIGHWAY &
TRANSPORTATION DISTRICT,
Defendant.

Case No. 13-cv-02862-JST

SPECIAL VERDICT FORM

AND RELATED CROSS-ACTIONS.

We, the jury in the above entitled action, having unanimously agreed, find as follows:

1. Did the District or the ferry crew violate any of the Inland Rules of Navigation (also called the "Rules of the Road")?

YES: ____ NO: X

If your answer to Question No. 1 was "YES," answer Question No. 2. If your answer was to Question No. 1 was "NO," skip Question No. 2 and answer Question No. 3.

2. Did the District establish that its violation of the Inland Rules of Navigation could not have been a cause of the collision?

YES: ____ NO: ____

If your answer to Question 2 was "YES," answer Question No. 3. If your answer was "NO," skip Questions No. 3 and 4 and answer Question No. 5. (If you answered "YES" to Question No. 1 and "NO" to Question No. 2, please be sure to answer Questions No. 9 and 10.)

3. Was the District or the ferry crew otherwise negligent?

YES: X NO: ____

If your answer to Question No. 3 was "YES," answer Question No. 4. If your answer to Question No. 3 was "NO," skip Question No. 4 and answer Question No. 5.

4. Was the District or ferry crew's negligence a substantial factor in causing the collision?

YES: ☒ NO: ☐

Please answer Question No. 5. (If you answered "YES" to Question No. 3 and "YES" to Question No. 4, please be sure to answer Questions No. 9 and 10.)

5. Did Holzhauer violate any of the Inland Rules of Navigation?

YES: ☐ NO: ☒

If your answer to Question No. 5 was "YES," answer Question No. 6. If your answer was to Question No. 5 was "NO," skip Question No. 6 and answer Question No. 7.

6. Did Holzhauer establish that his violation of the Inland Rules of Navigation could not have been a cause of the collision?

YES: ☐ NO: ☐

If you answered "YES" to Question No. 6, answer Question No. 7. If you answered "NO," skip Questions No. 7 and 8 and answer Question No. 9. (If you answered "YES" to Question No. 5 and "NO" to Question No. 6, please be sure to answer Questions No. 9 and 10.)

7. Was Holzhauer otherwise negligent?

YES: ☒ NO: ☐

If your answer to Question No. 7 was "YES," answer Question No. 8. If your answer to Question No. 7 was "NO," skip Question No. 8 and answer Question No. 9.

8. Was Holzhauer's failure to exercise due care a substantial factor in causing the collision?

YES: ☒ NO: ☐

Please answer Questions No. 9 and 10.

///

///

///

///

9. Assuming that 100% represents all the causes of the collision, what percentage is due to the fault of the District, if any, and what percentage is due to the fault of Harry Holzhauer, if any?

THE DISTRICT: 30 %

HOLZHAUER: 70 %

TOTAL: 100%

10. Without reducing the figures based on the fault, if any, of Rhoades or Holzhauer:

- a. What are the total past Economic Damages proven by Plaintiff Rhoades:

\$ 1,466,555

- b. What are the total future Economic Damages proven by Plaintiff Rhoades:

\$ 763,004

- c. What are the total past and future Non-Economic Damages proven by Plaintiff Rhoades:

\$ 1,500,000

- d. What are the total past Economic Damages proven by Plaintiff Holzhauer:

\$ 233,224

- e. What are the total future Economic Damages proven by Plaintiff Holzhauer:

\$ 313,523

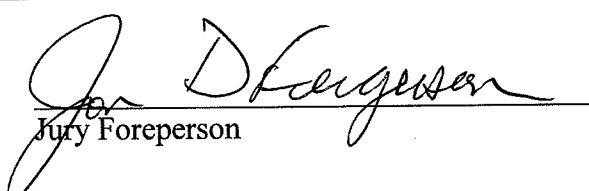
- f. What are the total past and future Non-Economic Damages proven by Plaintiff Holzhauer:

Mary Holzhauer \$ 1,000,000

Timothy Holzhauer \$ 0

Jeffery Holzhauer \$ 0

DATED: 4/29/16


Jury Foreperson